

KAVANAGH MALONEY & OSNATO LLP

415 MADISON AVENUE  
NEW YORK, NEW YORK 10017

JOHN E. OSNATO  
J. HAYES KAVANAGH  
JAMES J. MALONEY  
JOEL M. RUDELL  
DAVID F. BAYNE  
KIRSTIN T. KNIGHT  
GERALDINE M. CUNNINGHAM

DIRECT DIAL

E-MAIL

(212)-906-8316

TELEPHONE: 212-207-8400

FACSIMILE: 212-888-7324

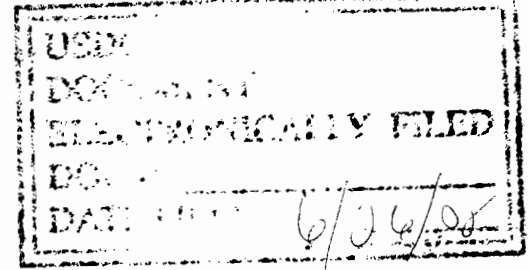
SARAH A. DAHL  
STEVEN M. CORDERO  
MEREDITH D. BELKIN  
KENNETH M. TANZER

JORN A. HOLL  
JAMES R. BRECKENRIDGE  
OF COUNSEL

MEMORANDUM ENDORSED

June 23, 2008

Honorable Gabriel W. Gorenstein  
United States Magistrate Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street - Room 510  
New York, NY 10007-1312



Re: Amusement Industry, Inc., et al. v. Moses Stern, et al.  
07 Civ. 11586 (LAK)(GWG)

Dear Judge Gorenstein:

We are counsel to Third-Party Defendants Buchanan Ingersoll & Rooney PC and Stephen Friedman and this letter is to confirm my telephone conversation with your Honor's law clerk Peter Wilhelm this afternoon. Mr. Wilhelm informed me that we are following Judge Kaplan's Individual Practice Rules in the above referenced action and, therefore, no pre-motion conference or pre-motion letter as required by Your Honor's Individual Rule 2A is required.

Respectfully,

A handwritten signature in cursive script, appearing to read "M. D. Belkin".

Meredith D. Belkin

cc: All Counsel (via e-mail)

*only with any respect to motion to dismiss in lieu of answer.*

SO ORDERED: DATE 6/26/08  
  
GABRIEL W. GORENSTEIN  
UNITED STATES MAGISTRATE JUDGE